

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

IN RE:	§	Case No. 25-41572-elm7
DARCY ANNE GUSSE,	§	Chapter 7
Debtor,	§	
	§	
CHRISTOPHER McCARTHY,	§	
Plaintiff,	§	
v.	§	Adversary Proceeding No.
DARCY ANNE GUSSE,	§	25-04095-ADV
Defendant,	§	

**DEFENDANT'S RESPONSE TO COMPLAINT TO DETERMINE NONDISCHARGEABILITY
OF DEBT PURSUANT TO 11 U.S.C. §523(a)(15)**

TO THE HONORABLE BANKRUPTCY JUDGE:

COMES NOW, Darcy Anne Gusse, Defendant and Respondent in the above-entitled and numbered case, by and through counsel, and respectfully requests the court to deny the Plaintiff's relief sought.

JURISDICTION AND VENUE

1. The Defendant ADMITS this Court has jurisdiction pursuant to 28 U.S.C. §§ 157 and 1334.
2. The Defendant ADMITS this matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(I),
3. The Defendant ADMITS venue is proper under 28 U.S.C. § 1409(a).

PARTIES

4. The Defendant ADMITS to allegations in paragraph 4
5. The Defendant ADMITS to allegations made in paragraph 5

FACTUAL BACKGROUND

6. The Defendant DENIES the allegations in paragraph 6. The parties were never engaged in a common law marriage as none of the requirements under TEX. FAM. CODE §2.401(a)(2) were ever met nor does the plaintiff allege any facts necessary to prove a common law marriage.
7. The Defendant DENIES the allegations in paragraph 7. As there was never a marriage in the first place there existed no community income, labor, or funds.
8. The Defendant DENIES the allegations in paragraph 8. As there was never a marriage, there exists no grounds for any equitable reimbursement.
9. The Defendant CONDITIONALLY ADMITS the allegation made in paragraph 9. As there never existed a marriage between the parties, there cannot be a divorce decree.
10. The Defendant ADMITS the allegation made in paragraph 10.
11. The Defendant DENIES the allegation made in paragraph 11. As there exists no marriage, there cannot be any valid claim for relief in family court.

CLAIM FOR RELIEF UNDER 11 U.S.C. § 523(a)(15)

12. The Defendant ADMITS to the text of the statute in paragraph 12.
13. The Defendant DENIES the allegations made in paragraph 13. As there was never a marriage between the parties, there cannot exist a debt owed to a former spouse.
14. The Defendant can neither admit nor deny the allegations in paragraph 14 as it is an argument that can neither be admitted nor denied. Furthermore, there is no citation for the case “In re Golio” so we are unable to confirm if this case is real and is therefore DENIED
15. Paragraph 14 is a request for relief that cannot be admitted or denied and is therefore DENIED.

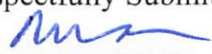
DEFENDANT'S RESPONSE TO THE SUPPLEMENT TO ADVERSARY COMPLAINT

16. The Defendant DENIES the allegations made in paragraph 1 of the supplement. There is also no specific description of any property concealed described in any of the Plaintiff's filings, nor has anything been provided separately to our office.
17. The Defendant DENIES the allegations made in paragraph 2 of the supplement. As there was never a marriage there cannot be any property purchased with the non existent community funds.
18. The Defendant DENIES the allegations made in paragraph 3 of the supplement. The Trustee of the Bankruptcy Estate has not requested any additional documents from the defendant.
19. The Defendant DENIES the allegations made in paragraph 4 of the supplement.
20. The Defendant DENIES the allegations made in paragraph 5 of the supplement.
21. The Defendant DENIES the allegations made in paragraph 6 of the supplement. As there was never any marriage between the parties, there cannot exist any community assets between them.

PRAYER FOR RELIEF

WHEREFORE, Premises Considered, Defendant prays that Plaintiff's Complaint to Determine Nondischargeability of Debt Pursuant to 11 U.S.C. § 523(a)(15), as well as Plaintiff's Supplement to Adversary Complaint to Add § 727 Causes of Action be DENIED, and for any further relief in law and equity the court deems just.

Respectfully Submitted,


/s/ Matthew F. Wegner

Matthew F. Wegner

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CERTIFICATE OF SERVICE

I hereby certify that on September 4, 2025 I did serve a true and correct copy of the foregoing to the following interested parties, by United States Mail, First Class, and to those parties notified electronically.

DEBTOR/DEFENDANT

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